

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.  
1004228

TYPE  
CR

DATE OF REPORT (Day-Mo.-Yr.)  
24 Sep 07

**INSTRUCTIONS:** To be used in all cases that are to be classified as either **EXONERATED, UNFOUNDED, NOT SUSTAINED**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed **FIVE (5) DAYS SUSPENSION**. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION ☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS

☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME  
Dennis HINTON

RANK  
PO

STAR NO.  
13152

EMPLOYEE NO.  
[REDACTED]

UNIT ASSIGN.  
121

UNIT DETAILED  
N/A

REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)  
[REDACTED]

ADDRESS OF INCIDENT  
7 N. Long

DATE OF INCIDENT -TIME  
14 Mar 2007 2200

BEAT OF INCIDENT  
1524

ACCUSED

NAME	RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED
1. Anthony HICKS	PO	4747	[REDACTED]	011	214
2. Darryl EDWARDS	PO	19970	[REDACTED]	011	214
3. Tony HENRY	PO	18642	[REDACTED]	017	214
SEX/RACE	D.O.B.	DATE OF APPOINTMENT	DUTY STATUS (TIME OF INCIDENT)		
1. M/B	[REDACTED]	24 Jan 00	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
2. M/B	[REDACTED]	29 Jul 02	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
3. M/B	[REDACTED]	05 Dec 94	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	

IF APPLIES, DATE ARRESTED/INDICTED	CHARGES	COURT BRANCH	DISPOSITION & DATE
1.			
2.			
3.			

COMPLAINANT	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	F/B	[REDACTED] 77
VICTIMS	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
WITNESSES	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	M/B	Unknown

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

\*\*IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

NOTE: Complaint Log "TYPE" is classified CR- sworn affidavit on file.

ALLEGATIONS

1. The complainant alleges the accused searched her apt located at 7 N. Long [REDACTED] on 14 Mar 07 at 2200 hours without justification.
2. The complainant alleges that the accused damaged her front door located at 7 N. Long on 14 Mar 07 2200 hours.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

On 23 Apr 07 the undersigned received this matter for investigation. On 24 Apr 07 the complainant signed the required sworn affidavit at the office of the Internal Affairs Division. The complainant stated she did not witness the incident but was informed by [REDACTED] that the accused officers entered and search her apartment located at 7 [REDACTED] N. Long on 14 Mar 07 at 2200 hours. She stated her door was damaged and her apartment was searched without justification. She further related the targeted apartment was across the hall at 7 [REDACTED] N. Long. The undersigned had the occasion to speak with the witness [REDACTED] who related the same allegations as the complainant. The complainant and witness did not allege any additional allegations.

Information gathered from Vice Case Reports, PCAD Reports, Data Warehouse Reports and the Search Warrant Data Sheets reveals Department Members of Unit 214 executed Search Warrant [REDACTED] at 7 [REDACTED] N. Long [REDACTED] on 14 Mar 07 2152 hours. At 2200 hours Department members of Unit 214 executed Search Warrant [REDACTED] at 7 [REDACTED] N. Long [REDACTED] the apartment directly across the hall [REDACTED]. The address on the main entrance reads 7 [REDACTED] N. Long. Nine of the nineteen members listed on the pre-execution portion of Search Warrant Data Sheets [REDACTED] will be identified as accused officers. The remaining ten will not be accused in that they did not participate in the executions of said Search Warrants according to department records. PO MARKOVICH #19638 will be deleted as an accused. The Search Warrant Data Sheets indicate he participated in the execution of Search Warrant [REDACTED] in error. He should have been removed in that he was processing an arrest from an earlier positive Search Warrant [REDACTED]. PO DENTON #19152, PO ZARAGOZA #11637 and PO JAYCOX #12128 also were processing the results of Search Warrant [REDACTED] and will not be named as accused. PO's GREENWOOD #15128, SANCHEZ #4243, PURKISS #4801, ALVAREZ #6265, LINNANE #15292, #1100, one of the Sergeants on the scene stated to the undersigned after being advised of his administrative rights that after realizing the target of the Search Warrant [REDACTED] did not reside at 7 [REDACTED] N. Long, terminated the search and did not allow other officers to enter that apartment. Search Warrant [REDACTED] was executed immediately afterwards at 7 [REDACTED] N. Long with negative results. Statements were taken from Sgt. MARKHAM and PO MARKOVICH prior to the undersigned obtaining the correct search warrant information and related documents. No further statements or additional investigation will be required after the discovery of Search Warrant [REDACTED].

Based on the fact that the accused officers used forced entry and searched 7 [REDACTED] N. Long with a valid Search Warrant, the damage sustained and searching of the complainant's apartment at 7 [REDACTED] N. Long on 14 Mar 07 was justified.

In conclusion, it is recommended that this case be closed and the accused officers be exonerated in that the accused officers conducted a lawful and proper Search Warrant at 7 [REDACTED] N. Long on 14 Mar 07 at 2152 hours according to Department Directives.

SUMMARY

ATTACH- MENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	none	11,12,13,15,1617,18	none	18

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for --- days (not to exceed 5 days).

FINDINGS:

Accused:

PO Anthony HICKS #4747  
PO Darryl EDWARDS #19970  
PO Tony HENRY #18642  
PO Chad BAUM #15110  
PO Aaron CUNNINGHAM #15522  
PO Timothy KINSELLA #17145  
Sgt. John LUCID #2361  
Sgt. Donald MARKHAM #1100  
Lt. Nathan HAMILTON #656

Allegations:

1. Exonerated
2. Exonerated

Recommendations: No disciplinary action warranted.

FINDINGS - RECOMMENDATIONS

DATE INITIATED (Date complaint was received for investigation)	DATE COMPLETED (Date of this report)	ELAPSED TIME (Total time expressed in days)
23 Apr 07	29 Sep 07	161

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR

**SUMMARY REPORT DIGEST**  
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**Additional Accused:**

4. PO Chad BAUM #15110, Emp. # [REDACTED], Unit 015, Detailed 214, DOA 13 Sep 99, On duty, Sworn
5. PO Aaron CUNNINGHAM #15522, Emp. # [REDACTED], Unit 010, Detailed 214, DOA 29 Jun 98, On duty, Sworn
6. PO Timothy KINSELLA #17145, Emp. # [REDACTED], Unit 011, Detailed 214, DOA 27 Jan 03, On duty, Sworn
7. Sgt. John LUCID #2361, Emp. # [REDACTED], Unit 010, Detailed 214, DOA 02 Jan 92, On duty, Sworn
8. Sgt. Donald MARKHAM #1100, Emp. # [REDACTED], Unit 018, DOA 02 May 94, On duty, Sworn
9. Lt. Nathan HAMILTON #656, Emp. # [REDACTED], Unit 011, Detailed 214, DOA 11 Dec 78, On duty, Sworn

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**CR #1004228**

EVIDENCE

Attachments:

1. Face Sheet
2. Conflict Certification
3. TO/FROM Report
4. Sworn Affidavit
5. TO/FROM Report
6. Search Warrant [REDACTED]
7. Search Warrant Data Sheet [REDACTED]
8. Data Warehouse Report
9. PCAD Reports
10. [REDACTED]
11. Search Warrant [REDACTED]
12. Search Warrant Data Sheet [REDACTED]
13. [REDACTED]
14. Reassignment Request Reports
15. Sgt Donald MARKHAM#1100 statement and related reports
16. PO Nenad MARKOVICH #19638 statement and related reports
17. Arrest Report [REDACTED]
18. TO/FROM Report